

Colson	Morse
Cooper	Padgett
Crossley	Payne
Dunlap of Kleberg	Petsch
England	Roach of Angelina
Frazer	Scarborough
Graves	Sessions
James	Spears
Jefferson	Waggoner
Lange	

Absent—Excused

Daniel	Hyder
Fitzwater	Moore
Greathouse	Pope

HOUSE BILL NO. 36 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 36, A bill to be entitled "An Act defining the term 'Dance Hall'; providing that any person, firm or corporation desiring to operate a dance hall shall apply for and secure a license from the State Comptroller of Public Accounts; levying an annual occupation tax of \$25.00 against each person, firm or corporation operating a dance hall; providing for the issuance of license by the Comptroller of Public Accounts; providing that any person, firm, corporation, partnership or association of persons operating a dance hall without having paid the occupation tax provided for herein shall be deemed guilty of misdemeanor subject to conviction and fine in any sum not less than \$25.00 nor more than \$500.00; etc., and declaring an emergency."

The bill was read second time.

On motion of Mr. Canon, House Bill No. 36, was tabled.

HOUSE BILL ON FIRST READING

The following House bill, introduced today, (by unanimous consent) was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Alsup, Mr. Cagle and Mr. Dunagan:

H. B. No. 88, A bill to be entitled "An Act to amend Article 2968 of the 1925 Revised Civil Statutes of Texas, as amended by the First Called Session of the Forty-first Legislature, providing that the exemption certificates for the poll tax shall be secured before

the first day of February, and declaring an emergency."

Referred to the Committee on Privileges, Suffrage and Elections.

ADJOURNMENT

On motion of Mr. Keefe, the House at 5:00 o'clock p. m., adjourned until 9:30 o'clock a. m., Friday, November 1.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills as follows:

Counties: House Bill No. 72.

Education: House Bills Nos. 70 and 71.

Public Lands and Buildings: House Bill No. 67.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, October 31, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 54, "An Act to amend Article 2956, Revised Civil Statutes of Texas, 1925, as amended by the Regular Session of the Forty-fourth Legislature, repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

ATCHISON, Chairman.

SIXTH DAY

(Friday, November 1, 1935)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker	Bradbury
Adamson	Bradford
Adkins	Broyles
Aikin	Burton
Alsup	Butler of Karnes
Bergman	Cagle

Calvert	Luker
Canon	Mauritz
Celaya	McCalla
Clayton	McConnell
Colquitt	McFarland
Cowley	McKee
Crossley	McKinney
Davis	Moffett
Dickison	Morris
Dunlap of Kleberg	Morrison
Dwyer	Nicholson
Fain	Olsen
Farmer	Patterson
Fisher	Payne
Ford	Quinn
Fox	Reader
Fuchs	Reed of Bowie
Glass	Reed of Dallas
Graves	Roach of Angelina
Hankamer	Roane
Hanna	Roark
Hardin	Roberts
Harris of Archer	Rutta
Harris of Dallas	Sessions
Herzik	Settle
Hodges	Shofner
Hofheinz	Smith
Hoskins	Spears
Howard	Steward
Huddleston	Stinson
Hunt	Stovall
Hunter	Tarwater
Jackson	Tennyson
James	Tillery
Jones of Falls	Venable
Jones of Shelby	Waggoner
Jones of Wise	Walker
King	Wells
Knetsch	Westfall
Lange	Wood of Harrison
Lanning	Wood of Montague
Lindsey	Worley
Lotief	Youngblood
Lucas	

Absent

Alexander	England
Ash	Frazer
Atchison	Gibson
Beck	Good
Bourne	Gray
Butler of Brazos	Greathouse
Caldwell	Hartzog
Collins	Head
Colson	Hill
Cooper	Holland
Craddock	Hyder
Daniel	Jefferson
Davison of Fisher	Jones of Atascosa
Davisson	Keefe
of Eastland	Latham
Dunagan	Leath
Dunlap of Hays	Lemens
Duvall	Leonard

Morse	Rogers
Newton	Russell
Padgett	Scarborough
Palmer	Stanfield
Petsch	Thornton
Riddle	Young

Roach of Hunt

Absent—Excused

Fitzwater	Pope
Moore	

The Speaker announced that there was not a quorum present.

Mr. Fuchs moved a call of the House for the purpose of securing and maintaining a quorum until 12:00 o'clock m., today, and the call was duly ordered.

On motion of Mr. Reed of Bowie, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll of the House was again called, and the following Members were present:

Mr. Speaker	Fain
Adamson	Farmer
Adkins	Fisher
Aikin	Ford
Alexander	Fox
Alsup	Frazer
Ash	Fuchs
Atchison	Gibson
Beck	Glass
Bergman	Good
Bradbury	Graves
Bradford	Gray
Broyles	Hankamer
Burton	Hanna
Butler of Brazos	Hardin
Butler of Karnes	Harris of Archer
Cagle	Harris of Dallas
Caldwell	Hartzog
Calvert	Head
Canon	Herzik
Celaya	Hill
Clayton	Hodges
Collins	Hofheinz
Colquitt	Holland
Cooper	Hoskins
Cowley	Howard
Craddock	Huddleston
Crossley	Hunt
Davis	Hunter
Davison of Fisher	Jackson
Dickison	James
Dunagan	Jefferson
Dunlap of Hays	Jones of Atascosa
Dunlap of Kleberg	Jones of Falls
Duvall	Jones of Shelby
Dwyer	Jones of Wise
England	Keefe

King	Roach of Angelina
Knetsch	Roach of Hunt
Lange	Roane
Lanning	Roark
Latham	Roberts
Leath	Rogers
Lemens	Russell
Leonard	Rutta
Lindsey	Scarborough
Lotief	Sessions
Lucas	Settle
Luker	Shofner
Mauritz	Smith
McCalla	Spears
McConnell	Stanfield
McFarland	Steward
McKee	Stinson
McKinney	Stovall
Moffett	Tarwater
Morris	Tennyson
Morrison	Thornton
Newton	Tillery
Nicholson	Venable
Olsen	Waggoner
Palmer	Walker
Patterson	Wells
Payne	Westfall
Petsch	Wood of Harrison
Quinn	Wood of Montague
Reader	Worley
Reed of Bowie	Young
Reed of Dallas	Youngblood
Riddle	

Absent

Colson Padgett

Absent—Excused

Bourne	Greathouse
Daniel	Hyder
Davisson	Moore
of Eastland	Morse
Fitzwater	Pope

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered the following invocation:

"Almighty God, humbly we acknowledge our need at this time of Thine especial blessing. Forgive our errors, endue us with understanding, and help us to make these remaining days fruitful of good works. In Christ's name. Amen."

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Davisson of Eastland for today, on motion of Mr. Fain.

Mr. Greathouse for today, on motion of Mr. Wells.

Mr. Bourne for today, on motion of Mr. Walker.

The following members were granted leaves of absence on account of illness:

Mr. Morse for today, on motion of Mr. Wells.

Mr. Daniel for today, on motion of Mr. Harris of Dallas.

Mr. Hyder for today, on motion of Mr. Cooper.

RELATIVE TO HOUSE BILL NO. 34

Mr. Reed of Bowie moved that Section 7, of Rule XIII, of the House Rules, be suspended, at this time, for the purpose of making a motion to reconsider the vote by which House Bill No. 34, was, on yesterday, tabled.

Question recurring on the motion by Mr. Reed of Bowie, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—48

Alsup	Lanning
Beck	Lotief
Bradbury	Lucas
Broyles	Luker
Colquitt	McFarland
Craddock	Morris
England	Palmer
Fain	Payne
Farmer	Reader
Fisher	Reed of Bowie
Fox	Roach of Hunt
Gibson	Russell
Glass	Rutta
Hardin	Spears
Harris of Archer	Stovall
Head	Tarwater
Hoskins	Tillery
Huddleston	Venable
Hunt	Walker
Hunter	Westfall
James	Wood of Harrison
Jones of Falls	Wood of Montague
Jones of Shelby	Worley
Jones of Wise	Youngblood

Nays—61

Adamson	Canon
Adkins	Celaya
Aikin	Clayton
Alexander	Cowley
Bergman	Davis
Bradford	Davison of Fisher
Burton	Dickison
Butler of Karnes	Fuchs
Cagle	Graves
Calvert	Gray

Hankamer	Morrison
Hanna	Nicholson
Harris of Dallas	Olsen
Herzik	Patterson
Hill	Quinn
Hodges	Reed of Dallas
Hofheinz	Riddle
Holland	Roane
Howard	Roark
Jackson	Roberts
Jones of Atascosa	Sessions
King	Settle
Knetsch	Shofner
Lange	Smith
Lindsey	Steward
Mauritz	Stinson
McCalla	Thornton
McConnell	Waggoner
McKee	Wells
McKinney	Young
Moffett	

Absent

Ash	Hartzog
Atchison	Jefferson
Butler of Brazos	Keefe
Caldwell	Latham
Collins	Leath
Colson	Lemens
Cooper	Leonard
Crossley	Newton
Dunagan	Padgett
Dunlap of Hays	Petsch
Dunlap of Kleberg	Roach of Angelina
Duvall	Rogers
Dwyer	Scarborough
Ford	Stanfield
Frazer	Tennyson
Good	

Absent—Excused

Bourne	Greathouse
Daniel	Hyder
Davisson	Moore
of Eastland	Morse
Fitzwater	Pope

REQUESTING GOVERNOR TO SUBMIT CERTAIN SUBJECT

Mr. McCalla offered the following resolution:

H. C. R. No. 10, Requesting Governor to submit certain subject.

Whereas, The people of Texas on August 24th last, adopted an amendment to the State Constitution granting to Judges of Courts having original criminal jurisdiction the right to suspend sentences and place defendants on probation; and

Whereas, The adoption of said amendment offers an opportunity for constructive legislation which will re-

place our present suspended sentence laws and result in a saving of much money to the State of Texas; and

Whereas, The author of this Constitutional Amendment has prepared a bill putting it into effect, and has pledged that if the subject is submitted by the Governor he will not, so far as is within his power, permit this bill to interfere with the passage of legislation putting into effect the three major amendments adopted on August 24th; and

Whereas, Said bill was introduced on the first day of the first called session, but never taken up in Committee because the Governor declined to submit this subject; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Governor of Texas be, and he is hereby, requested to submit this subject without further delay to the Second Called Session of the Forty-fourth Legislature.

The resolution was read second time.

(Mr. Bradbury in the Chair.)

Question recurring on the resolution, it was adopted.

RELATIVE TO LOBBYING

Mr. McConnell offered the following resolution:

Whereas, Modern lobbyists during preceding sessions of the Legislature have successfully strangled, blocked and defeated much needed legislation, legislation which practically every member in this House had previously promised the people, legislative measures which were important planks in the Democratic platform, legislation which is badly needed by the great masses of the people; and

Whereas, There is grave danger of free Government being undermined by strategic maneuvers of these lobbyists; and

Whereas, The echoes and tremors of the activities and malpractices of Texas lobbyists have been heard and felt in far away Washington; and

Whereas, The Governor by his proclamation has duly presented the question of Old Age Pensions and the raising of revenue to support the same, and since there is extreme danger of such lobbyists blocking pending and proposed legislation; be it therefore

Resolved, That the Speaker of the House of Representatives appoint from among our number a committee

of five members and that they be charged and clothed with the authority and duty to investigate the practices of such lobbyists, and ascertain as nearly as possible their methods of procedure and activities in Austin and elsewhere to which they are resorting to defeat pending and proposed legislation, such as tax measures necessary to support Old Age Pensions, and that the Speaker appoint one of said number to be, and to act as chairman of said committee; and be it therefore

Resolved, That said committee conducting its investigations be governed by the Rules of the House concerning regular standing committees and that such committee be clothed with the right and authority to subpoena witnesses and compel their attendance in the manner now provided for by the Rules of the House in regard to the regular standing committees; and be it therefore

Resolved, That said committee be instructed to make its final report not later than the next succeeding term of this Legislature; and be it therefore

Resolved, That the sum of Twenty-five Hundred (\$2500.00) Dollars, or as much as may be necessary, is hereby appropriated out of the contingent expenses of the House for the purpose of defraying expenses of such committee.

The resolution was read second time.
(Speaker in the Chair.)

Mr. Reed of Dallas moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—67

Adamson	Dunlap of Kleberg
Adkins	England
Alexander	Ford
Alsup	Gibson
Ash	Good
Atchison	Gray
Bergman	Hankamer
Bradford	Harris of Archer
Burton	Harris of Dallas
Butler of Karnes	Hill
Calvert	Hodges
Canon	Hofheinz
Clayton	Hoskins
Colquitt	Howard
Cooper	Jackson
Cowley	James
Crossley	Jones of Atascosa
Dickison	Jones of Falls

King	Roane
Knetsch	Roark
Lange	Roberts
Luker	Rogers
Mauritz	Settle
McCalla	Shofner
McFarland	Smith
McKee	Steward
McKinney	Stinson
Nicholson	Tennyson
Olsen	Thornton
Petsch	Waggoner
Quinn	Walker
Reader	Wells
Reed of Dallas	Young
Riddle	

Nays—50

Aikin	Lemens
Bradbury	Lindsey
Broyles	Lotief
Cagle	Lucas
Caldwell	McConnell
Craddock	Moffett
Davis	Morris
Davison of Fisher	Morrison
Fain	Palmer
Farmer	Patterson
Fisher	Payne
Fox	Reed of Bowie
Fuchs	Roach of Angelina
Glass	Roach of Hunt
Graves	Russell
Hanna	Rutta
Hardin	Sessions
Head	Stovall
Holland	Tillery
Huddleston	Venable
Hunt	Westfall
Jones of Shelby	Wood of Harrison
Jones of Wise	Wood of Montague
Keefe	Worley
Lanning	Youngblood

Absent

Beck	Hunter
Butler of Brazos	Jefferson
Celaya	Latham
Collins	Leath
Colson	Leonard
Dunagan	Newton
Dunlap of Hays	Padgett
Duvall	Scarborough
Dwyer	Spears
Frazer	Stanfield
Hartzog	Tarwater
Herzik	

Absent—Excused

Bourne	Greathouse
Daniel	Hyder
Davisson	Moore
of Eastland	Morse
Fitzwater	Pope

REASON FOR VOTE

My reason for making the motion to table the McConnell resolution to investigate lobbying in this State is as follows:

"The people of this State need never fear lobbying activities as long as they elect the right kind of Members. I am convinced that there is not one Member of the House of Representatives that could be unduly influenced by any lobbyist. Therefore, it is my opinion that we should not waste time or money making an investigation of this nature, unless it was shown by reference to a specific case that it was necessary. No mention of any specific case was made by this resolution or by Mr. McConnell."

REED of Dallas.

CONCERNING PERMANENT
STATE PARKS

Mr. Wood of Harrison offered the following resolution:

Whereas, Throughout the State of Texas there has been designated by the State Park Board some seventy-six sites and locations as permanent State Parks; and

Whereas, These sites will be a great benefit to the people of the State of Texas if maintained and preserved by the State Park Board; and

Whereas, It becomes the duty of the Legislature to make adequate appropriations for the maintenance and preservation of these park sites; and

Whereas, If this appropriation is not made the work that has been accomplished by the State Park Board will be of no advantage to the people of Texas; therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Speaker hereby be empowered to appoint a committee of five members from the different sections of the State to co-operate with a member of the National Park Service, a member of the State Planning Board and a member of the State Park Board to investigate and designate a certain number of parks to be maintained and supported by the Legislature; be it further

Resolved, That the committee be instructed to report back to the next Regular Session of the Legislature their report and findings and recommendations.

There is hereby appropriated out of the Contingent Expense Fund of the House of Representatives the sum of \$1,000.00 to be used in making investigation.

WOOD of Harrison,
HOSKINS,
PAYNE,
MORRIS,
STANFIELD.

The resolution was read second time.

On motion of Mr. Wood of Harrison, the resolution was referred to the Committee on Public Lands and Buildings.

RELATIVE TO CONFERENCE
COMMITTEE ON HOUSE BILL
NO. 26

Mr. Calvert, having been recognized, by the Chair, stated that the Conferees on House Bill No. 26, had not yet reached an agreement and asked that the Conferees be granted until next Wednesday, November 6, to make a report to the House.

There was no objection offered, and it was so ordered.

MESSAGE FROM THE SENATE

Austin, Texas, November 1, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted the following:

S. C. R. No. 6, Originally Senate Resolution No. 11, Providing that the Board of Control be instructed to ascertain the cost of a radio broadcasting system in the Senate.

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 57 WITH
SENATE AMENDMENTS

Mr. McKinney called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 57, A bill to be entitled "An Act fixing the compensation of District Attorneys in Judicial Districts composed of two or more counties; providing that this Act shall not deprive such District Attorneys of their expense allowance; providing for the disposition of fees; commissions and perquisites earned and col-

lected by such District Attorneys; etc., and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. McKinney moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the House and Senate on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee:

Messrs. Alexander, Lange, Hankamer, King and Fisher.

MESSAGES FROM THE SENATE

Austin, Texas, November 1, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has failed to pass the following:

H. C. R. No. 1, Relative to amending Joint Rules by the following vote:

Yeas 11, nays 15.

I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee, to adjust the differences between the two Houses, on House Bill No. 57.

The following have been appointed on the part of the Senate:

Senators: Burns, Poage, Collins, Blackert and Regan.

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 52 ON SECOND READING

The Speaker laid before the House, as special order for this hour, on its second reading and passage to engrossment,

H. B. No. 52, A bill to be entitled "An Act relating to the compensation of district and designated county officers, and providing the method and means by which such officers shall be compensated for their services; providing for the payment of deputies, assistants and necessary expenditures of said office, fixing the amount of salaries and of fees and commissions to be collected by such officers; etc., and declaring an emergency."

The bill was read second time.

SENATE BILL NO. 5 ON SECOND READING

The Speaker laid before the House, (in lieu of House Bill No. 52) on its second reading and passage to third reading,

S. B. No. 5, A bill to be entitled "An Act relating to the compensation of district, certain designated county and precinct officers and providing the method and means by which such officers shall be compensated for their services; providing for the appointment and payment of deputies, assistants and clerks in district, county and precinct officers; limiting the payment of fees and commissions by the State in certain instances; and declaring an emergency."

The bill was read second time.

Mr. Knetsch offered an amendment to Senate Bill No. 5, which amendment was ordered not printed in the Journal, same being the printed copy of House Bill No. 52.

Mr. Quinn offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by adding the following after the word "county" line 21, page 4:

"by the issuance of a separate voucher to each such officer, assistant, clerk or deputy."

The amendment was adopted.

Mr. McKee offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by adding a new section after Section 8b, to be known as Section 8c, which shall read as follows:

"Section 8c. The commissioners court in counties having a population of twenty thousand (20,000) inhabitants or more, according to the last preceding Federal Census, at the first regular meeting in January of each calendar year may pass an order providing for the compensation of all precinct officers on a salary basis, and in the event said court passes such order, they shall pay each of such officers, deputies, assistants and clerks in money an annual salary in twelve (12) equal installments of not less than the total sum received as compensation by said precinct officer, deputy, assistant and/or clerk in the said official capacity for the fiscal year 1935 and not more than

the maximum amount allowed such officers, assistants, deputies, and/or clerks under existing general and special laws.

"Provided, however, nothing herein contained shall prohibit the commissioners court from allowing justices of the peace clerks, assistants and deputies, where in the opinion of the commissioners court such assistants, clerks and deputies are deemed necessary and where no such assistants, clerks or deputies were actually retained during the fiscal year 1935 by such justices of the peace; such assistants, clerks and deputies to be compensated in twelve (12) equal installments of not more than the maximum amount allowed the deputies, assistants and clerks of other county officials under the existing general and special laws."

McKEE,
KNETSCH.

Mr. Nicholson offered the following amendment to the above amendment by Mr. McKee:

Amend amendment by Mr. McKee, by inserting the following at the end of the paragraph:

"Provided that marriage fees shall not be considered in finding the amount of compensation paid during the year of 1935, and that such fees as hereafter collected shall accrue to collecting officials as compensation in addition to that otherwise fixed by this section."

The amendment was adopted.

The amendment by Mr. McKee, as amended, was then adopted.

Mr. Aikin offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, Section 2 by adding thereto the following:

"In counties wherein the county officers are paid an annual salary as compensation for their services, neither the State nor the county shall pay to any such officer any fee or commission for the performance of any service or duty, provided, however, that the assessor and collector of taxes shall continue to collect and retain for the benefit of the fund from which officers salaries are paid all fees and commissions which he is authorized under law to collect; and it shall be his duty to account for and to pay all such monies received by

him into the fund from which officers salaries are paid; provided further, that the provisions of this section shall not affect the payment of costs in civil cases by the State, but all such costs so paid shall be accounted for by the officers collecting the same, as they are required under the provisions of this Act to account for fees, commissions and costs collected from private parties; and provided further, that all such district and county officers shall continue to collect all other fees and commissions, which they are authorized by law to collect and shall duly pay all such monies received by them into the county treasury of each county in this State; in counties wherein the commissioners court shall have determined that precinct officers shall be compensated on an annual salary basis, neither the State nor the county shall pay to any such officer any fee or commission for the performance of any duty or service; and in counties wherein the county officers are compensated on an annual salary basis, but wherein the commissioners court shall have determined that precinct officers shall not be so compensated, the State of Texas shall not be charged with and shall not pay any fee or commission to any precinct officer for any service by him performed, but said officer or officers shall be paid by the county such fees and commissions as would otherwise be paid him by the State for such services."

The amendment was adopted.

Mr. Aikin offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by striking out all of Section 1, and inserting in lieu thereof the following:

"Section 1. No district officer shall be hereafter paid by the State of Texas any fees or commission for any service performed by him; nor shall the State or any county pay to any county officer in any county containing a population of twenty thousand (20,000) inhabitants or more according to the last preceding Federal Census any fee or commission for any service by him performed as such officer, provided, however, that the assessor and collector of taxes shall continue to collect and retain for the benefit of the fund from which officers salaries are paid all fees and commissions or charges for services which he is authorized

under law to collect; and it shall be his duty to account for and pay all such monies received by him into the fund from which officers salaries are paid; provided, further, that the provisions of this section shall not affect the payment of costs in civil cases by the State, but all such costs so paid shall be accounted for by the officers collecting the same, as they are required under the provisions of this Act to account for fees, commissions and costs collected from private parties; and provided, further, that all such District and County Officers shall continue to collect all other fees and commissions, which they are authorized by law to collect and shall duly pay all such monies received by them into the County Treasury of each County in this State."

(Mr. Beck in the Chair.)

Mr. Farmer offered the following amendment to the above amendment by Mr. Aikin:

Amend amendment by Mr. Aikin as follows:

Add after the word "State" in line 35, on page 1, these words:

"Provided all officers shall collect in cash in advance for all costs and services rendered and to be rendered by his office, or require a deposit in advance sufficient to cover all costs except where affidavit of inability to pay costs is filed, and determined, where contested."

The amendment was adopted.

The amendment by Mr. Aikin, as amended, was then adopted.

Mr. Aikin offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, Section 6, by adding after the word "census" in line 8 of Section 6, the following:

"provided that the annual apportionment for such purpose shall not exceed fourteen (14c) cents per capita of the population of such counties according to the last preceding Federal Census."

The amendment was adopted.

Mr. McKee offered the following amendments to the amendment:

Amend amendment to Senate Bill No. 5, Section 8 of the printed copy of House Bill 52, page 3, line 25, by striking out after the word "officer" the words "named herein" and insert-

ing in lieu thereof between the words "each" and "officer" the words "district, county and precinct officer."

McKEE,
KNETSCH.

Amend amendment to Senate Bill No. 5, Section 2, page 2, line 1, by striking out after the word "County" the words "and precinct."

McKEE,
KNETSCH.

Amend amendment to Senate Bill No. 5, Section 2, page 2, line 5, by striking out after the word "laws" the remaining part of the paragraph, and inserting in lieu thereof the following:

"and in all Counties of the State the Commissioners Court of each County in the State at the first regular meeting in January of each calendar year, shall make and enter an order in the minutes of said Court for the purpose of determining whether or not Precinct Officers shall be compensated for the fiscal year on a salary or receive as their compensation fees of office, earned by them in performance of the duties of their office, as is authorized under existing laws, except the provisions of this law will not apply to public weighers, county surveyors, registrars of vital statistics and notaries public."

McKEE,
KNETSCH.

Amend amendment to Senate Bill No. 5, Section 9, page 5, line 8, by striking out after the word "County" the words "and precinct."

McKEE,
KNETSCH.

Amend amendment to Senate Bill No. 5, Section 9, page 5, line 15, by adding after the word "laws" the following:

"and in all Counties of this State, the Commissioners Court at the first regular meeting in January of each calendar year may pass an order providing for compensation of all precinct officers on a salary basis, and in the event said court passes such order, they shall pay unto each of said officers or deputies, assistants and clerks, in money an annual salary in twelve (12) equal installments, not less than the total sum received as compensation by said officer, deputy, assistant and clerk in his said official capacity, for the fiscal year 1935, and not more than the maximum amount allowed

such officer under existing general and special laws."

McKEE,
KNETSCH.

The amendments were severally adopted.

Mr. Lucas offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, page 5, Section 11, line 28, by striking out the word "sheriff" and insert in lieu thereof the word "officers."

The amendment was adopted.

(Speaker in the Chair.)

Mr. McKee offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, Section 11, page 5, line 32, by adding after the word "law," the following:

"and the compensation herein affixed for county judges, and justices of the peace of any county shall be exclusive of any monies received by county judges and justices of the peace for performing marriage ceremonies."

McKEE,
KNETSCH.

The amendment was adopted.

Mr. Lindsey offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by adding a new section to be numbered Section 9a:

"Section 9a. The commissioners court in all counties wherein the county judge acts as ex-officio county superintendent may, in its discretion, authorize the employment of a secretary to the county judge and pay such salary out of the general fund of the county, which salary shall be fixed by the commissioners court."

The amendment was adopted.

Mr. Steward offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, page 4, line 4, by adding after the word "county" the following:

"Provided, however, no salary shall be paid to any deputy, assistant or clerk who is related within the second degree by affinity or within the third degree by consanguinity to any member of the commissioners court or any elected official of said county."

The amendment was adopted.

Mr. McConnell offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, page 5, by striking out the word "in" in line 11, and insert in lieu thereof the following: "of not less than" and strike out "fiscal year" in line 13, and "1935" in line 14, and insert in lieu thereof the following: "next preceding fiscal year."

The amendment was adopted.

Mr. Luker offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, page 5, Section 9, by striking out in lines 11 and 12, the words "not less than the total sum" and inserting in lieu thereof the words "not less than ninety percentum of the total sum."

The amendment was adopted.

Mr. Lotief offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by adding new section to be knowns as Section 13a, to read as follows:

"Section 13a. Provided, no county or district officer shall be allowed to accept any employment and/or compensation from any public service corporation in this State during the tenure of his office."

Mr. Knetsch moved to table the amendment by Mr. Lotief.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—79

Adamson	Dickison
Adkins	Dunlap of Hays
Alexander	Dunlap of Kleberg
Alsup	Dwyer
Ash	Fisher
Atchison	Fox
Beck	Frazer
Bergman	Gibson
Bradford	Graves
Butler of Brazos	Gray
Butler of Karnes	Hankamer
Caldwell	Harris of Dallas
Calvert	Head
Canon	Hill
Celaya	Hodges
Clayton	Hofheinz
Collins	Holland
Cowley	Hoskins
Crossley	Jackson
Davison of Fisher	James

Jefferson	Roberts
Jones of Atascosa	Rogers
Jones of Shelby	Russell
King	Rutta
Knetsch	Scarborough
Leath	Sessions
Lemens	Settle
Lindsey	Steward
Mauritz	Stinson
McCalla	Stovall
McFarland	Tarwater
McKee	Thornton
McKinney	Venable
Newton	Waggoner
Nicholson	Wells
Olsen	Westfall
Petsch	Wood of Harrison
Reed of Dallas	Wood of Montague
Riddle	Young
Roane	

Nays—44

Aikin	Lanning
Bradbury	Lotief
Broyles	Lucas
Burton	Luker
Cagle	McConnell
Craddock	Moffett
Davis	Morris
England	Morrison
Fain	Palmer
Farmer	Patterson
Fuchs	Payne
Glass	Quinn
Hanna	Reed of Bowie
Hardin	Roach of Angelina
Harris of Archer	Roach of Hunt
Herzik	Roark
Huddleston	Shofner
Hunt	Smith
Hunter	Tennyson
Jones of Falls	Tillery
Jones of Wise	Walker
Keefe	Youngblood

Absent

Colquitt	Lange
Colson	Latham
Cooper	Leonard
Dunagan	Padgett
Duvall	Reader
Ford	Spears
Good	Stanfield
Hartzog	Worley
Howard	

Absent—Excused

Bourne	Greathouse
Daniel	Hyder
Davisson	Moore
of Eastland	Morse
Fitzwater	Pope

Question—Shall the amendment by Mr. Knetsch be adopted?

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 53, "An Act authorizing the separation or divorcement of public schools from municipal control in certain extended municipal school districts pursuant to an election to be held for that purpose; defining the term 'extended municipal school district'; prescribing the method of procedure precedent to calling such an election; providing that such election shall be held, as nearly as possible in compliance with law with reference to regular city elections, and prescribing qualifications of voters at such elections; etc., and declaring an emergency."

MESSAGE FROM THE SENATE

Austin, Texas, November 1, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

S. B. No. 10, A bill to be entitled "An Act providing for the amount that may be allowed by county boards of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in counties with a population of not less than thirty thousand (30,000), and not more than thirty thousand and twenty-nine (30,029), and in counties with a population of not less than eighteen thousand four hundred twenty-five (18,425) and not more than eighteen thousand five hundred twenty-eight (18,528), according to the last preceding Federal Census, repealing all laws and parts of laws, general or special, in conflict herewith, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

RECESS

On motion of Mr. Riddle, the House at 12:00 o'clock m., took recess to 2:00 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:00 o'clock p. m., and was called to order by the Speaker.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Palmer:

H. B. No. 89, A bill to be entitled "An Act to validate, ratify, approve, confirm and declare enforceable all levies and assessments of ad valorem taxes heretofore made by independent school districts in this State, in counties having a population of not less than twelve thousand, two hundred (12,200), and not more than twelve thousand, three hundred (12,300), according to the last preceding Federal Census, not in excess of the limit now provided by law, which are void or unenforceable because of the failure of the School Boards of such districts to appoint the proper and statutory Board of Equalization, and which are insufficient and void, or unenforceable on account of technical irregularities in the manner of preparing the books and reports of Assessors assessing such property; and all equalizations of said valuations of such property for taxation purposes made by the Board of Equalization acting for any such independent school districts; etc., and declaring an emergency."

Referred to the Committee on Education.

By Mr. Shofner:

H. B. No. 90, A bill to be entitled "An Act creating a more efficient road law for Bell County, Texas; authorizing the court to require surety bonds of road over-seers; authorizing the court to purchase right of way for the construction of and widening of State Highways within said county; authorizing the court to pay for such right of way out of the Road and Bridge Fund and other available county funds, including certain surplus money in the Interest and Sinking Fund of road bond issues as herein prescribed for; etc., and declaring an emergency."

Referred to the Committee on Counties.

By Mr. McKee, Mr. Quinn and Mr. Nicholson:

H. B. No. 91, A bill to be entitled "An Act making a certain emergency appropriation out of the General Revenue of the State of Texas to enable

the Texas Agricultural Experiment Station to conduct experiments relating to the life-history and methods of control of 'black kernel' and other diseases of rice, and declaring an emergency."

Referred to the Committee on Appropriations.

SENATE BILL NO. 5 ON PASSAGE TO THIRD READING

The House resumed consideration of pending business, same being Senate Bill No. 5, relative to the compensation of certain county and precinct officers.

The bill having been read second time, on this morning, with amendment by Mr. Knetsch, pending.

Mr. Wood of Harrison offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, page 5, by striking out all of "Section 12."

The amendment was adopted.

Mr. Aikin offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by striking out lines 14, 15, 16 and the words "things repealed" in line 17.

The amendment was adopted.

Mr. Venable offered the following amendments to the amendment:

Amend amendment to Senate Bill No. 5, page 4, line 36, by inserting after the words "County Attorney" as follows:

("Except County Attorneys who perform the duties of District Attorneys.")

Amend amendment to Senate Bill No. 5, page 1, line 32, by inserting after the word "collect" as follows:

"In behalf of the county."

The amendments were severally adopted.

Mr. Stinson offered the following amendments to the amendment:

Amend amendment to Senate Bill No. 5, Section 1, line 34, by inserting after the word "duly" a comma and the following words:

"monthly or oftener as may be required by the Commisisoners Court."

STINSON,
KNETSCH,
McKEE.

Amend amendment to Senate Bill No. 5, by adding at the end of Section 1, the following:

"to the credit of the General Fund of such County."

STINSON,
KNETSCH,
McKEE.

The amendments were severally adopted.

Mr. Stinson offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5 by inserting a new section to be properly numbered, as follows:

"Section —. Any and all laws pertaining to and providing for the budgeting of the county finances, and all duties now imposed upon the Commissioners Court of the several counties of this State, where the same are not inconsistent with this Act, shall remain in full force and effect; it being the purpose and intent of this Act that same be cumulative of all the budgeting laws, unless expressly herein otherwise provided."

STINSON,
REED of Dallas,
HARRIS of Dallas,
HANNA,
COLLINS,
COLQUITT,
KNETSCH,
McKEE.

The amendment was adopted.

Mr. Stinson offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, by inserting and properly numbering another section to read as follows:

"Section —. In all counties having a population in excess of one hundred and ninety thousand, according to the last preceding Federal Census, the county treasurer shall receive a salary of Thirty Six Hundred (\$3600.00) Dollars per year to be paid in monthly installments, and he shall be allowed not to exceed four deputies and assistants to be determined by the commissioners court; one to receive a salary not to exceed Eighteen Hundred (\$1800.00) Dollars per year; one to receive a salary not to exceed Fifteen Hundred (\$1500.00) Dollars per year, and the remainder to receive salaries not to exceed Twelve Hundred (\$1200.00) Dollars per year each; such salaries to be fixed by the com-

missioners court and said salaries to be paid out of the General Fund in twelve monthly installments."

STINSON,
REED of Dallas,
HARRIS of Dallas,
HANNA,
COLLINS,
COLQUITT,
DUVALL,
SPEARS,
DWYER,
READER.

The amendment was adopted.

Mr. Stinson offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 5, Section 5, page 2, by striking out the following:

"received by such officer in his official capacity."

And insert in lieu thereof the following:

"shall be charged and collected in the name of the county in which such services are performed, and"

The amendment was adopted.

The amendment by Mr. Knetsch, as amended, was then adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 5 was then passed to third reading.

SENATE BILL NO. 5 ON THIRD READING

Mr. Knetsch moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 5 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adamson	Canon
Adkins	Clayton
Aikin	Collins
Alexander	Colquitt
Alsup	Colson
Ash	Cooper
Atchison	Cowley
Bradbury	Craddock
Broyles	Crossley
Burton	Davis
Butler of Karnes	Davison of Fisher
Cagle	Dickison
Calvert	Dunagan

Dunlap of Hays	Morris
Fain	Morrison
Fisher	Newton
Ford	Nicholson
Fox	Olsen
Fuchs	Palmer
Gibson	Patterson
Good	Payne
Graves	Petsch
Gray	Pope
Hankamer	Quinn
Hanna	Reader
Hardin	Reed of Bowie
Harris of Archer	Reed of Dallas
Harris of Dallas	Riddle
Hartzog	Roach of Angelina
Head	Roach of Hunt
Herzik	Roane
Hill	Roark
Hodges	Roberts
Hofheinz	Russell
Hunt	Rutta
Hunter	Scarborough
Jackson	Sessions
Jones of Falls	Settle
Jones of Shelby	Shofner
Jones of Wise	Smith
Keefe	Stanfield
King	Steward
Knetsch	Stinson
Lange	Stovall
Lanning	Tarwater
Latham	Tennyson
Leath	Thornton
Lemens	Tillery
Leonard	Venable
Lindsey	Walker
Luker	Wells
Mauritz	Westfall
McCalla	Wood of Harrison
McConnell	Wood of Montague
McFarland	Worley
McKinney	Young
Moffett	Youngblood

Nays—2

Glass Lucas

Absent

Beck	Hoskins
Bergman	Howard
Bradford	Huddleston
Butler of Brazos	James
Caldwell	Jefferson
Celaya	Jones of Atascosa
Dunlap of Kleberg	Lotief
Duvall	McKee
Dwyer	Padgett
England	Rogers
Farmer	Spears
Frazer	Waggoner
Holland	

Absent—Excused

Bourne	Greathouse
Daniel	Hyder
Davisson	Moore
of Eastland	Morse
Fitzwater	

The Speaker then laid Senate Bill No. 5 before the House on its third reading and final passage.

The bill was read third time, and was passed.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 10, to the Committee on Education.

MESSAGE FROM THE SENATE

Austin, Texas, November 1, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted the following:

S. C. R. No. 7, Designating November 4 as Will Rogers' Day.

The following have been appointed on the part of the Senate:

Senators: Davis, Rawlings, Holbrook, Collie and Cotten.

Respectfully,

BOB BARKER,
Secretary of the Senate.

CONCERNING CERTAIN NEWS-PAPER ITEM

Mr. Fox offered the following resolution:

Whereas, The Legislature of the State of Texas has been subject to much criticism during the past few weeks by the Press of the State of Texas and by the people in general, the justness of which is neither questioned nor denounced at this time; and

Whereas, In the course of human events a few words of encouragement and sympathy come our way and especially when that encouragement and sympathy is extended by the press of the State it is worthy of notice and the subject of recognition; and

Whereas, The "Florence Vidette," a newspaper published in the City of

Florence, County of Williamson, State of Texas, has seen fit in its editorial columns to express the following opinion upon the situation which confronted the Legislature during its First Called Session, to-wit:

"For ages the problem of liquor control has baffled the best mind and it is unreasonable to expect the Legislature to produce a solution in thirty days' time. The pension and tax matters submitted to them are also unusually difficult, so criticism should be postponed until it is more greatly deserved. The Legislature may have to remain in session a year or two longer before it can even worry itself into a compromise on the liquor question alone, and that will not necessarily mean an acceptable or workable solution."

Now, therefore, be it resolved, That the House of Representatives of the State of Texas, by this resolution duly passed take notice of the kind words of the "Florence Vidette" and express to that newspaper our appreciation for their sympathy and encouragement; and, be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to forward to the said "Florence Vidette" a copy of this resolution

FOX,
GRAVES.

The resolution was read second time, and was adopted.

ADJOURNMENT

On motion of Mr. Moffett, the House at 2:20 o'clock p. m., adjourned until 10:00 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills as follows:

Conservation and Reclamation: House Bill No. 69.

Counties: House Bill No. 61 and Senate Bill No. 5.

Highways and Motor Traffic: House Bills Nos. 68 and 73.

Liquor Traffic: House Bills Nos. 77, 79, 80, 85 and 87.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, October 31, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 68, A bill to be entitled "An Act creating a special road law for Red River County, Texas, providing that said county may fund or refund the indebtedness outstanding against its road and bridge fund as of October 23, 1935, by issuance of funding bonds, and setting forth the method of operation; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, October 31, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 72, A bill to be entitled "An Act authorizing the commissioners court in any county having a population of not less than 24,200 and not more than 24,500, according to the last preceding Federal Census, to allow each county commissioner certain expenses for traveling in connection with official business; providing the funds, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, October 31, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 71, A bill to be entitled "An Act authorizing school trustees in all counties of the State, having a population of not less than two hundred ninety thousand (290,000) or more than three hundred twenty thousand (320,000) inhabitants according to the last preceding Federal Census to issue interest bearing warrants in payment of salaries of employees; specifying that the rate of in-

terest shall not exceed four (4%) per cent per annum; limiting the amount of warrants to be issued; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, October 31, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 67, A bill to be entitled "An Act authorizing the condemnation of certain private land or lands for the restoration, preservation or marking of historic spots in Texas by the Commission of Control for the Texas Centennial Celebrations; prescribing the procedure therefor; providing that such proceedings shall be brought in the name of the State of Texas by the Attorney General of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, October 31, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 66, A bill to be entitled "An Act to provide for payment of the salaries of the ex-officio county superintendents from the County Available School Fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, October 31, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 46, A bill to be entitled "An Act levying and imposing occupation taxes, in addition to those now prescribed by law on certain industries and public utilities; and natural resources, such as gas, sulphur and oil; providing for certain exemptions

and defining terms used in the Act; taxes on soft drinks; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, October 31, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 69, A bill to be entitled "An Act validating and approving all acts and proceedings of county commissioners courts and the county judge in the matter of the creation and incorporation of wind erosion conservation districts in their said counties, which were authorized to be created under the provisions of Chapter 337, Acts, Regular Session, Forty-fourth Legislature, and validating and approving all elections held under the provisions of said law where the returns of said elections show that a majority of the legally qualified property tax-paying voters of said counties voting at said elections favored the creation of such districts; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, November 1, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 53, "An Act authorizing the separation or divorcement of public schools from municipal control in certain extended municipal school districts pursuant to an election to be held for that purpose; defining the term 'extended municipal school district'; prescribing the method of procedure precedent to calling such an election; providing that such election shall be held, as nearly as possible in compliance with law with reference to regular city elections, and prescribing qualifications of voters at such election; prescribing form of ballot for such election; prescribing certain duties of the governing body of the

city or town and board of education or trustees of the extended municipal school district in respect to declaring the result of such election; providing that if the proposition is defeated, no election for that purpose shall be ordered until after expiration of one (1) year from date of such election; providing that except as herein defined or limited, such school district, after separation from municipal control, shall have all powers of independent school districts and/or towns and villages incorporated for free school purposes only, conferred by Title 49, Revised Civil Statutes of Texas, of 1925, and amendments thereto; providing that the trustees of any independent school district, separated from municipal control, shall have power to levy and collect an annual school maintenance tax of not exceeding one (\$1.00) Dollar on the One Hundred (\$100.00) Dollars valuation, and not exceeding fifty (50) cents of which may be used to pay the principal and interest on all bonds issued or to be hereafter issued for school building purposes by any such independent school district; providing that nothing herein shall be construed as abrogating or repealing any existing maintenance tax and/or bond tax; providing that no increase in maximum rate of school maintenance tax and/or bond debt of any such districts shall be authorized until after an election shall have been held wherein a majority of the tax-paying voters, voting at said election, shall have voted in favor of said tax or the issuance of said bonds; providing that the bonds of any such district shall not exceed in amount seven (7) percentum of the assessed value of taxable property of such district; providing for the election of trustees of such school districts; providing for appointment and compensation of assessor and collector of taxes, and providing that city assessor and collector may be appointed to such office; providing that title to all school property shall immediately vest in the board of education or trustees of the school district; providing that all bonds and obligations of any such city or town, as an extended municipal school district, shall become obligations and debts of the independent school district at the time of separation from municipal control, and it shall not be necessary to call an election for the assumption of such debts;

providing that if any section or part of this Act is held unconstitutional, such decision shall not affect the validity of the remainder of this Act; providing this Act shall not repeal any existing law, and especially shall not repeal Chapter 302, General Laws of the Forty-first Legislature in 1929; nor shall it repeal Chapter 88, General Laws of the Forty-fourth Legislature, Regular Session of 1935; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

ATCHISON, Chairman.

SEVENTH DAY

(Monday, November 4, 1935)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Dwyer
Adamson	England
Adkins	Fain
Aikin	Farmer
Alexander	Fisher
Alsup	Ford
Ash	Fox
Atchison	Frazer
Beck	Fuchs
Bergman	Gibson
Bradbury	Glass
Bradford	Good
Broyles	Graves
Burton	Gray
Butler of Brazos	Greathouse
Cagle	Hankamer
Calvert	Hanna
Canon	Hardin
Celaya	Harris of Archer
Clayton	Harris of Dallas
Collins	Head
Colson	Herzik
Cooper	Hill
Cowley	Hodges
Craddock	Hofheinz
Crossley	Holland
Davisson	Hoskins
of Eastland	Howard
Dickison	Huddleston
Dunagan	Hunt
Dunlap of Hays	Hunter
Dunlap of Kleberg	Hyder
Duvall	Jackson